

REPORT OF REQUEST FOR RESTRICTIVE TRADE PRACTICE OR BOYCOTT
SINGLE TRANSACTION

(For reporting requests described in Part 769 of the Export Administration Regulations)

NOTICE OF RIGHT TO PROTECT CERTAIN INFORMATION FROM DISCLOSURE

The Export Administration Act permits you to protect from public disclosure information regarding the quantity, description, and value of commodities or technical data supplied in Item 11 of this report and in any accompanying documents. *If you do not claim this protection, all of the information in your report and in accompanying documents will be made available for public inspection and copying.*

You can obtain this protection by certifying, in Item 10 of the report, that disclosure of the information referred to above would place a United States company or individual involved in the report at a competitive disadvantage. If you make such a certification in Item 10, you may remove information regarding the quantity, description, and value of the commodities or technical data supplied by you from Item 11 of the inspection copy of the report form and from the public inspection copies of the accompanying documents.

The withholding of this information will be honored by the Department unless the Secretary determines that disclosure of the information would not place a United States company or individual at a competitive disadvantage or that it would be contrary to the national interest to withhold the information.

THIS SPACE FOR BXA USE

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This report required by law (50 U.S.C. App. §2407 (b) (2) P.L. 96-72; E.O. 12214; 15 C.F.R. Part (769). Failure to report can result both in criminal penalties, including fines or imprisonment, and administrative sanctions.

Instructions: 1. Complete all items that apply. 2. Assemble original report form and accompanying documents as a unit, and submit intact and unaltered. 3. Assemble and submit the duplicate copy of report form (marked Duplicate (Public Inspection Copy)) and additional copies of accompanying documents (marked with the legend "Public Inspection Copy.") 4. *If you certify, in Item 10, that the disclosure of the information specified there would cause competitive disadvantage, edit the "Public Inspection Copy" of the documents submitted to exclude the specified information and remove the bottom of the Duplicate "Public Inspection Copy" of the report form relating to Item 11.*

Public reporting for this collection of information is estimated to average one hour per request, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Office of Security and Management Support, Bureau of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230; and to the Office of Management and Budget, Paperwork Reduction Project (0694-0012), Washington, D.C. 20503

1a. Identify firm submitting this report:

Name: **Schering-Plough Corporation**
Address: **2000 Galloping Hill Road**
City, State and ZIP: **Kenilworth, NJ 07033**
Country (if other than USA):
Telephone: **908/298-4742**
Firm Identification No. (if known): **189482**

Specify firm type:

- ☐ Exporter
☐ Bank
☐ Forwarder
☐ Carrier
☐ Insurer
☒ Other

1b. Check any applicable box:

- ☐ Revision of a previous report (attach two copies of the previously submitted report)
☐ Resubmission of a deficient report returned by BXA (attach form letter that was returned with deficient report)
☐ Report on behalf of the person identified in Item 2
☐ Dual report on behalf of self and the person identified in Item 2

2. If you are authorized to report and are reporting on behalf of another U.S. person, identify that person (e.g., domestic subsidiary, controlled Foreign subsidiary, exporter, beneficiary):

Name:
Address:
City, State and ZIP:
Country (if other than USA):
Type of firm: (see list in Item 1a)
Firm Identification No. (if known):

3. Identify exporting firm, unless same as Item 1a or 2:

Name:
Address:
City, State and ZIP:
Country (if other than USA):
Firm Identification No. (if known):

4. (a) Name of boycotting country from which request originated:

LEBANON

(b) Name of country directing inclusion of request, if different from (a) above:

5. Name of country or countries against which request is directed:

ISRAEL

6. Reporting firm's reference number (e.g., letter of credit, customer order, invoice):

N/A (Trademark Application)

7. Date firm received request: (use digits for month/day/year)

5/22/98

8. Specify type(s) of document conveying the request:

- ☐ Request to carrier for blacklist certificate (submit two copies of blacklist certificate or transcript of request)
☐ Unwritten, not otherwise provided for (make transcript of request and submit copies)

- ☐ Letter of credit
☐ Requisition/purchase order/accepted contract/shipping instruction
☐ Bid invitation/tender/proposal/trade opportunity
☐ Questionnaire (not related to a particular dollar value transaction)
☒ Other written (specify) **Response to Assignment of Trademark**

Submit two copies of each document or relevant page in which the request appears

9. Decision on request: (Check one)

- ☒ Have not taken and will not take the action requested.
☐ Have taken or will take the action requested.
☐ Have taken or will take the action requested and claim it is subject to a grace period (attach detailed explanation).

- ☐ Have taken or will take the action requested but in a modified form (attach detailed explanation).
☐ Unable to report ultimate decision on the request at this time and will inform the Bureau of Export Administration of the decision within ten days after decision is made.

Additional Information: The firm submitting this report may, if it so desires, state on a separate sheet any additional information relating to the request reported or the response to that request. This statement will constitute a part of the report and will be made available for public inspection and copying, subject to the right to protect certain confidential information from disclosure described in Item 10.

10. Protection of Certain Information from Disclosure: (Check appropriate boxes and sign below)

1. ☒ I (We) certify that disclosure to the public of the information regarding quantity, description, and value of the commodities or technical data contained in:
☐ Item 11 below (If you check this box, be sure to remove the bottom of the Duplicate (Public Inspection Copy) of the report form relating to Item 11.)
☐ Attached documents (If you check this box, be sure to edit the "Public Inspection Copy" of the documents submitted to exclude the specified information.) would place a United States person involved at a competitive disadvantage, and I (We) request that it be kept confidential.
2. ☐ I (we) authorize public release of all information contained in the report and in any attached documents. I (We) certify that all statements and information contained in this report are true and correct to the best of my (our) knowledge and belief.

Sign here in ink

Type or print

Burton D. HunterDate **6/10/98**

MAY 26 1998

LADAS & PARRY

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 RICHARD J. STREIT
 FREDERICK W. MEYERS
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 CLIFFORD J. MASS
 JOSEPH J. VILLAPOL
 (MEMBERS N.Y. BAR)

May 18, 1998

Mr. Charles Oppenheimer
Schering-Plough Corporation
 2000 Galloping Hill Road
 Kenilworth, New Jersey 07033

LAW DEPARTMENT
 MAY 22 1998

Re: Mallinckrodt Veterinary, Inc.
 Trademark: TRIQUIN
 Reg No: 43110
 Renewal Due: December 22, 1997 and
 Recordal of Assignment from Mallinckrodt
 Veterinary Limited (formerly Coopers Animal
 Health Limited and Pitman-Moore Limited)
 in Lebanon

Dear Charles:

In connection with the captioned matter and, specifically, our attempts to obtain an application for renewal for the trademark TRIQUIN in Lebanon as well as the applications for recordal of the change of name in favor of Mallinckrodt Veterinary Limited, recordal of the assignment from Mallinckrodt Veterinary Limited to Mallinckrodt Veterinary, Inc. and recordal of assignment against 11 trademarks from Mallinckrodt Veterinary, Inc. to Schering-Plough Animal Health Corporation as well as the renewal of TRIQUIN No. 43110 in the name of Schering Plough, we have been notified that the Registrar has referred all these matters to the "Boycott Office" to make sure that none of the companies involved is on the boycott list and to enable him to proceed with the necessary formalities. Further, we have received a request from the Boycott Office to indicate the relationship between Mallinckrodt Veterinary Limited and the following boycotted companies: Mallinckrodt (U.K.) Limited, Mallinckrodt Laboratories Ltd., Mallinckrodt Inc., Mallinckrodt Caribe Inc., Mallinckrodt International Corp and Mallinckrodt Service Co.

Schering-Plough Corporation

Mr. Charles Oppenheimer

May 18, 1998

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It is our strong opinion that compliance by providing the requested information as to the linkage between the boycotted companies and those which are the subject of the title change, we would be in violation of the Export Administration Act of 1979. A copy of the associates' letter is enclosed.

Please confirm that we should take no further action on this matter and, infact, the renewal application for TRIQUIN now stands as abandoned.

I have enclosed a blank form BXA-621P as well as a copy of the same form which we have prepared and which you may feel free to use as a template.

We are confirming whether the request for further information also pertains to the request for recordal of assignment against 9 trademarks which were dispatched on January 13, 1998. If you have any questions, please feel free to contact me.

Very truly yours,



Frederick W. Meyers

FWM/cml

Enclosures

11/11/86
FREO

SABA & Co.

OFFICES OR REPRESENTATIVES
IN ASIA & AFRICA

ALGERIA
BAHRAIN
CYPRUS
DUBAI (U.A.E.)
EGYPT
IRAQ
JORDAN
KUWAIT
LEBANON
WEST BANK & GAZA

LIBYA
MOROCCO
OMAN
QATAR
SAUDI ARABIA
SUDAN
SYRIA
TUNISIA
REPUBLIC OF YEMEN

OTHER COUNTRIES COVERED BY HEAD OFFICE

TRADEMARK & PATENT AGENTS

IN REPLY PLEASE QUOTE
BTT 17821/LEB

By Fax & Mail
No. (312) 427 6663

BEIRUT - LEBANON
Arabia House, 7th Floor
131 Phoenicia Street
P.O.Box 11-9420, Beirut, Lebanon
Telephone (01) 363016
Telex 42331 SABACO LE
Telefax (01) 362989
Court Reg. 61776

Your Ref. : **CT 98-014**

April 1, 1998

Ladas & Parry
224 South Michigan Avenue
Chicago, Illinois 60604
USA

Attn. Ms Susan M. Bleier

**Re : Recordal of Assignment from Mallinckrodt Veterinary Limited against
trademark TRIQUIN No. 43110 and others (Your ref. 4940 25 37 - 0)**
In : Lebanon

Dear Ms Bleier,

We refer to the correspondence exchanged regarding the subject, resting with your letter dated march 23, 1998.

To be well acquainted with the present status of the issue, we would draw your attention to the following facts :

- 1- Exactly on March 18, 1998 and a few days prior to the receipt of the confirmation copy of your letter dated march 13 (received on March 23 afternoon), dispatching the required power of attorney on behalf of Mallinckrodt Veterinary Limited, we prepared and submitted to the Registrar's Office the necessary applications for :
 - Recording the change of name in two steps against nine trademarks in favour of MALLINCKRODT VETERINARY LIMITED.
 - Recording the assignment against the same marks from MALLINCKRODT VETERINARY LIMITED to MALLINCKRODT VETERINARY, INC.
 - Recording the assignment against Eleven trademarks from MALLINCKRODT VETERINARY, INC. to SCHERING-PLOUGH ANIMAL HEALTH CORPORATION.
 - Renewal of trademark TRIQUIN No. 43110 in the name of SCHERING-PLOUGH etc.. prior to deadline March 22, 1998.
- 2- To comply with the directive order issued during February 1996, as circularised to all our colleagues as per attached notice, the Registrar has referred the applications hereabove submitted to his office to the Boycott Office in order to make sure that non of

the companies involved is on the boycott list and to enable him to proceed with the necessary formalities.

3- It should be stressed that the settlement of the official fees in respect of any application on behalf of a boycotted company are not refundable. Moreover, dealing on behalf of such a company is prohibited according to the enforced laws and regulations.

4- Upon checking the boycott list, the head of the Boycott Office requested to indicate the relationship between MALLINCKRODT VETERINARY LIMITED and the boycotted companies :

- MALLINCKRODT (U.K.) LIMITED and MALLIN CKRODT LABORATORIES LTD

as well as the relationship between MALLINCKRODT VETERINARY, INC. and each of the following boycotted companies:

- MALLINCKRODT (U.K.) LIMITED
- MALLIN CKRODT LABORATORIES LTD
- MALLINCKRODT INC.
- MALLIN CKRODT CARIBE INC.
- MALLIN CKRODT INTERNATIONAL CORP.
- MALLIN CKRODT SERVICE CO.

5- Consequently, you are kindly requested to check with the clients MALLINCKRODT VETERINARY LIMITED & MALLINCKRODT VETERINARY, INC. whether they have any relationship with the aforementioned companies and if in the negative to provide us with two affidavits confirming the non-existence of any relationship, which documents must be duly legalized up to the Lebanese Consul in the USA.

6- We confirm that dealing on behalf of SCHERING-PLOUGH ANIMAL HEALTH CORPORATION is feasible since it is not on the boycott list.

7- Regretfully, trade mark TRIQUIN No. 43110 is currently considered struck out the Official Register being not renewed prior to deadline March 22, 1998 and would confirm that the best course to safeguard the client's rights is to apply for re-registration thereof directly in the name of SCHERING-PLOUGH etc.

Please urgently consider the whole issue and let us hear further from you at your earliest convenience.

Very truly yours
Saba & Co., Beirut Office

Elis Matheson

In anticipation of an increase in work load, the Trade Arbitration Center has been recruiting highly qualified arbitrators from different fields nominated by the chambers of commerce of their respective GCC countries. The now 370- strong team of arbitrators is further assisted by a number of designated experts from different technical disciplines and art professions who are called on an as-needed basis in collaboration with different trade associations in the GCC countries.

Notwithstanding the foregoing, the GCC Trade Arbitration Center still has a long way to go to get on a par with its counterparts in the western world. Extensive promotion of the Center and its functions to businesses in the different economic sectors in an effort to increase their awareness is in order. ■

YEMEN, REPUBLIC OF

Patents Still Unregistrable

Notwithstanding Law No.19 promulgated in October 1994 to govern intellectual property protection in the unified Republic of Yemen, patents are still unregistrable pending issuance of the relevant implementing regulations. Last October, regulations implementing the law on trademark registration were issued. The Registry in Sana'a is now reportedly working on drawing up regulations to implement patent registration as per law 19. However, no information is available on the stage they have reached which makes the issuance date of these regulations all the more difficult to predict. ■

LEBANON

New Boycott practice

In a surprise and unexpected move, the Trademark Office has reportedly issued a directive introducing new procedures to the boycott practice in Lebanon. According to this directive, which takes effect February 23, 1996, intellectual property applications will now be checked against certain related criteria at the Boycott Bureau before proceeding to registration.

This new procedure will constitute an integral part of the registration process which is now likely to be protracted. ■

BAHRAIN

Delegates To Meet On GATT

The Foreign Relations Department at the Ministry of Trade is putting the final touches to the upcoming meeting of GATT experts which will be held in Bahrain between 16 and 20 March.

As part of the preparations for the conference, which is organized by the United Nations Economic and Trade Development Organization in collaboration with the Bahrain Ministry of Trade and the Bahrain Council for Trade Promotion, United Nations Economic and Trade Development Organization officials are due in Bahrain at the end of the month to oversee the final preparations and ensure that all requirements for the success of the conference are met.